

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41767 of 2016

Arising Out of PS.Case No. -186 Year- 2015 Thana -WAJIRGANJ District- GAYA

- =====
1. Sojit Manjhi @ Sujit Manjhi, Son of late Baldeo Manjhi
 2. Raju Manjhi, Son of late Baldeo Manjhi
 3. Rajesh Manjhi, Son of late Baldeo Manjhi All resident of Village- Amaitha, Police Station -Wazirganj, District Gaya.

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioners : Mr. Gajendra Kumar Singh, Advocate

For the Opposite Party : Mr. Sri Binod Kumar (APP)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA

ORAL ORDER

2 06-10-2016 Heard learned counsel for the petitioners and the learned counsel representing the State.

The petitioners seek bail in connection with Wazirganj P.S Case No. 186 of 2015 registered for the offences punishable under Sections 147, 148, 149, 341, 342, 325, 302, 367, 120(B) and 201 of the Indian Penal Code.

Allegedly, Jayram Manjhi, the brother-in-law of the informant and Parwati Kumari were brought near Panchayat Bhavan of village Amaitha by the petitioners and others having arms in their hands and after tying the hands of both, the accused persons brutally assaulted them causing death of Jayram Manjhi and Parwati Kumari and further they cremated the dead bodies in Banshi Nala.

Submission is of false implication and that there is no

specific allegation against the petitioners, four co-accused have been allowed pre-arrest bail whereas some others have been allowed regular bail and, as such, petitioners also deserve sympathetic consideration as they are suffering in custody since 28.06.2016.

The learned A.P.P. opposes by submitting that petitioners are also named in the F.I.R., but similarly situated co-accused Shibu Manjhi @ Ashibu Manjhi and Suresh Manjhi have been allowed bail.

In the facts and circumstances stated above, the petitioners are directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) each with two sureties of like amount each to the satisfaction of the learned Judicial Magistrate 1st Class, Gaya, in connection with Wazirganj P.S. Case No. 186 of 2015, subject to the conditions that one of the bailors must be near relative and another having sufficient immovable property within the territorial jurisdiction of the Court concerned and the petitioners shall remain present on each and every date during trial and the default on two consecutive dates on their part without any reason shall disentitle the petitioners from privilege of bail.

(Jitendra Mohan Sharma, J.)

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